

रजिस्टर्ड नं० एस० एम० 14.



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, मंगलवार, 17 सितम्बर, 1974/26 भाद्रपद, 1896

GOVERNMENT OF HIMACHAL PRADESH

LAW DEPARTMENT

NOTIFICATION

Simla-2, the 13th September, 1974

No. LLR-D(6)11/74.—The Himachal Pradesh Land Revenue (Surcharge) Bill, 1974 (Bill No. 9 of 1974) after having received the assent of the Governor, Himachal Pradesh, on the 9th September, 1974, under Article 200 of the Constitution of India, is hereby published in the Rajpatra, Himachal Pradesh, as Act No. 19 of 1974.

M. C. PADAM,
Under Secretary (Judicial).

Act No. 19 of 1974.

THE HIMACHAL PRADESH LAND REVENUE (SURCHARGE)
ACT, 1974

AN

ACT

to provide for the levy and payment of surcharge on land revenue in the State of Himachal Pradesh.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Twenty-fifth Year of the Republic of India as follows:—

Short title,
extent and
commencement.

Definitions

Levy of
surcharge.

1. (1) This Act may be called the Himachal Pradesh Land Revenue (Surcharge) Act, 1974.

(2) It extends to the whole of the State of Himachal Pradesh.

(3) It shall come into force at once.

2. In this Act, unless there is anything repugnant in the subject or context,—

(a) 'landowner' shall have the same meaning as is assigned to it in the Punjab Land Revenue Act, 1887 or the Himachal Pradesh Land Revenue Act, 1954, as the case may be, and includes a mortgagee with possession;

(b) 'land revenue' shall have the same meaning as is assigned to it in the Punjab Land Revenue Act, 1887 or the Himachal Pradesh Land Revenue Act, 1954, as the case may be; and

(c) all other words and expressions used, but not defined in this Act, shall have the same meanings as are assigned to them in the Punjab Land Revenue Act, 1887 or the Himachal Pradesh Land Revenue Act, 1954, as the case may be.

3. (1) With effect from Rabi harvest of the agricultural year, 1973-74 and notwithstanding anything to the contrary contained in the Punjab Land Revenue Act, 1887 or the Himachal Pradesh Land Revenue Act, 1954, every landowner who pays land revenue shall be liable to pay surcharge thereon to the extent of,—

(a) in the areas where land settlements have not been done during the last 40 years,—

(i) on land revenue upto rupees fifteen .. 50 per cent

(ii) on land revenue upto rupees twenty-five—

on first rupees fifteen 50 per cent

on next rupees ten 75 per cent

(iii) on land revenue upto rupees fifty—

on first rupees fifteen 50 per cent

on next rupees ten 75 per cent

on next rupees twenty-five 100 per cent

(iv) on land revenue exceeding rupees fifty—

on first rupees fifteen 50 per cent

on next rupees ten 75 per cent

on next rupees twenty-five 100 per cent

on the remaining amount 125 per cent;

17 of 1887

6 of 1954

17 of 1887

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(b) in the areas where land settlements have been conducted during the last 40 years;—		
(i) on land revenue upto rupees fifteen	..	25 per cent
(ii) on land revenue upto rupees twenty-five—		
on first rupees fifteen	..	25 per cent
on next rupees ten	..	50 per cent
(iii) on land revenue upto rupees fifty—		
on first rupees fifteen	..	25 per cent
on next rupees ten	..	50 per cent
on next rupees twenty-five	..	75 per cent
(iv) on land revenue exceeding rupees fifty—		
on first rupees fifteen	..	25 per cent
on next rupees ten	..	50 per cent
on next rupees twenty-five	..	75 per cent
on the remaining amount	..	100 per cent,

(2) If in a district or any part thereof, the land revenue is re-assessed as a result of settlement in such a district or a part thereof after the commencement of this Act, then the rates of surcharge prescribed in clause (b) of sub-section (1) of this section shall apply to such a district or any part thereof, as the case may be, from such harvest of the agricultural year as may be notified by the State Government in this behalf in the Official Gazette:

Provided that the levy of surcharge shall not have the effect of adding to the value of any Jagir or any assignment of land revenue.

(3) Where the land revenue is remitted or suspended, the surcharge payable under this Act shall be remitted or remain suspended, as the case may be.

4. (1) A landowner who is liable to pay surcharge under this Act and whose land is situated within the jurisdiction of more than one Kanungo, shall within such time as may be prescribed, give written information of the details of the total land revenue payable by him to the Patwari in whose jurisdiction he holds land with the largest land revenue and shall also submit a copy thereof to the Tehsildar having jurisdiction.

Submission of returns.

(2) The provisions of sub-section (1) of this section shall apply *mutatis mutandis* to a landowner who becomes liable to pay surcharge under this Act as a result of acquisition of land by purchase or inheritance or by bequest or by gift or by exchange or by mortgage or in any other manner whatsoever (under any law for the time being in force in the State of Himachal Pradesh) after the commencement of this Act and in his case, the period of return shall be thirty days from the date of such acquisition.

5. (1) If a landowner fails to furnish the information required under section 4 or furnishes the information which is wrong in material particulars, the Tehsildar of the Tehsil shall make assessment of the surcharge payable by the landowner after collecting the required information in the manner to be prescribed.

Failure to submit information.

(2) A landowner who fails to furnish the information required under section 4 or furnishes the information which is wrong in material particulars, he may be charged a penalty upto twelve times the amount of surcharge recoverable from him under this Act, by the Tehsildar.

6. The surcharge and the amount of penalty, if any, shall be recoverable as arrears of land revenue.

Recovery of surcharge.

Power to
make rules.

7. (1) The State Government may, by notification in the Official Gazette subject to previous publication, make rules for carrying out the purposes of this Act.

(2) Every rule made under this Act shall be laid, as soon as may be after it is made, before the State Legislature while it is in session for a total period of seven days which may be comprised in one session or two successive sessions, and if before the expiry of the session in which it is so laid or the session immediately following, the Legislature requires any modification in the rule of desires that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be, so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

कार्यालय ज़िलाधीश कांगड़ा (धर्मशाला)

अधिसूचना

धर्मशाला, 5 सितम्बर, 1974

क्रमांक नं० 13383 विकास.—जैसा कि ज़िला कांगड़ा की समस्त पंचायत समितियों (वार्ड नं० 14 इन्दौरा ब्लाक तथा मंगवाल परागपुर और देहरा ब्लाकों के अतिरिक्त) के प्राथमिक सदस्यों का चुनाव हो कर निर्वाचित सदस्यों के नाम हिमाचल प्रदेश राजपत्र दिनांक 1 अगस्त, 1974 को प्रकाशित हो चुके हैं।

और जैसा कि कांगड़ा, नगरोटा बगवां, लम्बागांव और भवाना पंचायत समितियों में हिमाचल प्रदेश पंचायती राज अधिनियम, 1968 की धारा 74(1) तथा हिमाचल प्रदेश पंचायत समिति (सदस्यों का सहविकल्पित) नियम, 1973 के नियम 3(1) के अधीन सदस्यों को सहविकल्पित किया जाकर उनके नामों की घोषणा प्राधिकृत अधिकारी द्वारा हो चुकी है।

इसलिए अब मैं, महाराज कृष्ण काव, ज़िलाधीश कांगड़ा, हिमाचल प्रदेश पंचायती राज अधिनियम, 1968 की धारा 68(1)

के अधीन सहविकल्पित सदस्यों के नामों को क्रम-अनुसार अधिसूचित करता हूँ।

क्रम पंचायत समिति संख्या का नाम	सहविकल्पित सदस्यों का नाम तथा पता	विवरण	
1	2	3	4
1. भवारना	1. श्रीमति गोदावरी पंच ग्राम पंचायत स्त्री डरोह । 2. श्रीमति हंसा देवी पंच ग्राम पंचायत, पुडवा । 3. श्री शेह राम पंच ग्राम पंचायत, अनुसूचित जरेट । 4. श्री किरणा राम पंच ग्राम पंचायत, डैन । 5. श्री वरफी राम पंच ग्राम पंचायत, मालनू । 6. श्री हरि राम पंच ग्राम पंचायत, सलोह । 7. श्री ख्याली राम सहकारी सहकारी समिति हालदरा, डाकखाना सनहून । समिति । 8. श्री तारा चन्द " " गगल "	स्त्री	
2. लम्बागांव	1. श्रीमति कमला देवी पंच ग्राम पंचायत, द्रमण । 2. श्रीमति पनोली देवी पंच ग्राम पंचायत, बदाहू । 3. श्री कालू राम पंच ग्राम पंचायत, अनुसूचित नेहलाणा । जाति । 4. श्री गुलेर चन्द पंच ग्राम पंचायत, सकोह । 5. श्री नीरु राम पंच ग्राम पंचायत, भरांता । 6. श्री धर्म सिंह सहकारी समिति हरसीधनीरी । सहकारी समिति । 7. श्री रामधन " " भेड़ी "	स्त्री	
3. नगरोटा बगवां ।	1. श्रीमति ईशरी देवी धर्मपत्नी मदन लाल, निवासी उपरली कोठी, तह-	स्त्री	

सील कांगड़ा ।

2. श्रीमति मणान देवी धर्मपत्नी फुमन स्त्री राम, निवासी मुमता, तहसील कांगड़ा ।
3. श्री ख्याली राम सुपुत्र श्री सरण दास, अनुसूचित बड़ेई, तहसील कांगड़ा । जाति ।
4. श्री लोंगु राम सुपुत्र दासा, निवासी बलधर, तहसील कांगड़ा ।
5. श्री बिशन दास सुपुत्र श्री मंगत राम, निवासी झयोल, तहसील कांगड़ा ।
6. श्री अनिरुद्ध सुपुत्र जयन्ती दास, सहकारी निवासी शेराठाना, तहसील कांगड़ा । समिति ।
7. श्री सुमिन्द्र प्रकाश सुपुत्र विजय राम, निवासी नगरोटा वगवां, तहसील कांगड़ा ।

4. कांगड़ा

1. श्रीमति सावित्री देवी धर्मपत्नी श्री बूटाराम, निवासी सलोल, तहसील कांगड़ा ।
2. श्रीमति पूरवन देवी धर्मपत्नी गोरख राम, निवासी चन्दरोट, तहसील कांगड़ा ।
3. श्री रोशन लाल सुपुत्र घनैया, निवासी अनुसूचित इच्छी, तहसील कांगड़ा । जाति ।
4. श्री किरपा राम सुपुत्र मडू राम, निवासी भौढ़ कुवालु, तहसील कांगड़ा ।
5. श्री जैसी राम सुपुत्र परमा राम, निवासी ठाना खास, तहसील कांगड़ा ।

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6. श्री किशोर लाल सुपुत्र श्री बडू राम, अनुमूलित निवासी हलेड़ कलाँ, तहसील जाति कांगड़ा ।
7. श्री सुरेन्द्र पाल सुपुत्र श्री ठाकुर दास, सहकारी निवासी घुड़कड़ी, तहसील कांगड़ा । समिति ।
8. श्री वीर सिंह सुपुत्र श्री फुमन सिंह, „ निवासी इच्छी, तहसील कांगड़ा ।

महाराज कृष्ण काव,
ज़िलाधीश ।

उप-नियन्त्रक, मुद्रण तथा लेखन सामग्री, हिमाचल प्रदेश, शिमला-३ द्वारा मुद्रित तथा प्रकाशिक ।